

Inyo County Superior Court
168 North Edwards Street
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF INYO

In Re the Matter of)	STANDING ORDER NO.
)	
PROTECTION OF CONFIDENTIAL VICTIM)	SISOAD-06-022
AND WITNESS INFORMATION)	
)	STANDING ORDER TO SEAL LAW
)	ENFORCEMENT REPORTS TO
)	PROTECT CONFIDENTIAL VICTIM
)	AND WITNESS INFORMATION
)	(Penal Code § 964)
)	
)	

California Penal Code § 964 provides that the district attorney and the courts, in consultation with any local law enforcement agencies that may desire to provide information or other assistance, shall establish a mutually agreeable procedure to protect confidential personal information regarding any witness or victim contained in a police report, arrest report, or investigative report if one of these reports is submitted to a court by a prosecutor in support of a criminal complaint, indictment, or information, or by a prosecutor or law enforcement officers in support of a search or arrest warrant.

1 Penal Code § 964 is an exception to *California Rule of Court*,
2 Rule 243.1, as provided by paragraph (2) of subdivision (a) of
3 that Rule.

4 After consulting with the local law enforcement agencies,
5 the District Attorney of Inyo County and the Superior Court of
6 the State of California, County of Inyo having come to a
7 mutually acceptable agreement with respect to compliance with
8 the provisions and Penal Code § 964, and GOOD CAUSE APPEARING
9 THEREFORE, **IT IS HEREBY ORDERED:**

10 (1) That all police reports containing any personal
11 confidential information, as defined in Penal Code § 964,
12 regarding any witness or victim that is submitted by a
13 prosecutor in support of a complaint, indictment, or
14 information, or by a prosecutor or law enforcement officer in
15 support of a search or arrest warrant, is to be placed under
16 seal.

17 (2) Pursuant to Penal Code § 964(c), this procedure shall
18 not be construed to impair or affect the following:

19 (a) The provisions of Chapter 10 (commencing with
20 Section 1054) of Title 6 of Part 2 of the California Penal
21 Code;

22 (b) Procedures regarding informant disclosure provided
23 by Section 1040 to 1042, inclusive, of the California
24 Evidence Code, or as altering procedures regarding sealed
25 search warrant affidavits as provided by *People v. Hobbs*
26 (1994) 7 Cal.4th 948; or,
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1 (c) A criminal defense counsel's access to unredacted
2 reports otherwise authorized by law, or the submission of
3 documents in support of a civil complaint.

4 (3) Any person who wishes to view a redacted version of
5 the law enforcement report that is under seal pursuant to this
6 Standing Order, may do so by filing an Ex Parte Application for
7 an Order to view the report. The Ex Parte Application shall be
8 heard on the Presiding Judge's Ex Parte calendar.

9 This Order shall supersede any previous order(s) regarding
10 this matter, and shall remain in effect indefinitely and until
11 such time as the Order is vacated or superseded by order of the
12 Presiding Judge.

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14 Dated: September 1, 2006

15 Dean T. Stout
16 Presiding Judge
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